

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

FEB 17 2009

at 1 o'clock and 10 min. P.M.
SUE BEITIA, CLERK

United States District Court for the
District of Hawaii

UNITED STATES OF AMERICA)	Civil Action No. CV08-00493 SOM KSC
)	DEFENDANT Michael William Flaherty
Plaintiff,)	INITIAL DISCLOSURES PURSUANT TO
)	FED. R. CIV. PROC. RULE 26(a)i
vs.)	CERTIFICATE OF SERVICE
)	
Michael William Flaherty)	
)	
Defendant.)	TRIAL DATE: February 23, 2010
)	
_____)	

DEFENDANT Michael William Flaherty

INITIAL DISCLOSURES PURSUANT TO FED. R. CIV. PROC. RULE 26(a)

COMES NOW, Defendant Michael William Flaherty, pro se and pursuant to Rule 26 (a) Federal Rules of Civil Procedure ("FRCP") and Local Rule 26.1 (a) Rules of the United States District Court for the District of Hawai'i ("Local Rules"), hereby submit his initial disclosures as follows:

I. PERSONS WITH PERSONAL KNOWLEDGE

The following identified persons have knowledge of discoverable information relevant to the claims of Defendant Michael William Flaherty.

1. Plaintiff United States of America c/o Jeremy Hendon, Esq. U. S. Department of Justice, P.O. Box 683, Ben Franklin Station, Washington DC, 20044-0683, Telephone: (202) 353-2466.

2. Defendant Michael William Flaherty, P. O. Box 1308, Kapa'au, Hawai'i, Telephone: (808) 889-1004.
3. Defendant Margaret Rona Lee Flaherty, P.O. Box 1308, Kapa'au, Hawai'i 96755, Telephone: (808) 889-1004.
4. Defendant Bank of Hawaii c/o Caroline S. Otani, Esq. Rush Moore LLP, 737 Bishop Street, Suite 2400, Honolulu, Hawaii 96813 Telephone (808) 521-0432.
5. All John and Jane Doe's, who have ever accessed my Individual Master File at The Internal Revenue Centers at any and all locations, in any State of the United States of America.
6. John or Jane Doe, et al, Carolyn Levy, Tax Technician, Manager, Examination Operations, Employee I.D. No 0363000000, Internal Revenue Service, P. O. Box 309011, AMC-8236, Memphis, TN 38130-9011
7. John or Jane Doe, et al, David Alito, Field Director, Compliance Services, Memphis Service Center, P. O. Box 309011, AMC-8236, Memphis, TN 38130-9011
8. Alan Ochiae, Revenue Officer, Employee I. D. No. 91-05648, Internal Revenue Service, Lanihau Professional Building, 75-5591 Palani Rd. Suite 2007, Kailua-Kona, HI. 96740 (808) 329-5781
9. John or Jane Doe, et al, LeeAnn Imanaka, Group Manager, Address Unknown, (808) 539-1517
10. John or Jane Doe, et al, Dora Zamora, Disclosure Specialist, I.D. No. 89-01017, Internal Revenue Service, Disclosure Office-Fresno Campus, 5045 E. Butler Avenue. M/S 22491, Fresno, CA 93727; (559)253-4943
11. John or Jane Doe, et al, C. Inman, Internal Revenue Service Disclosure Office, 24000 Avila Rd., Laguna Nigel, CA 92677
12. John or Jane Doe, et al, Dorsey Kozarovich, Disclosure Manager, Disclosure Office 13. Internal Revenue Service Disclosure Office 13, 24000 Avila Rd. M/S 2201, Laguna Nigel, CA 92677
13. John or Jane Doe, et al, Karen Berrie, Disclosure Specialist, ID #0245979, Internal Revenue Service Disclosure Office 13, 24000 Avila Rd. M/S 2201, Laguna Nigel, CA 92677. (949)389-4379
14. Laura Takahashi, Delinquent Tax Collection Assistant II (DTCA II), c/o Kristie Cruz Chang, Deputy Attorney General, 425 Queen Street, Honolulu, Hawaii 96813,

Telephone: (808) 586-1470.

15. Alan Nishigaya, Delinquent Tax Collection Assistant III (DTCA III), c/o Kristie Cruz Chang, Deputy Attorney General, 425 Queen Street, Honolulu, Hawaii 96813, Telephone: (808) 586-1470.
16. Lynne Kaneta, Tax Collector, c/o Kristie Cruz Chang, Deputy Attorney General, 425 Queen Street, Honolulu, Hawaii 96813, Telephone: (808) 586-1470.
17. Jerry Ebesu, Document Processing Operation Manager, c/o Kristie Cruz Chang, Deputy Attorney General, 425 Queen Street, Honolulu, Hawaii 96813, Telephone: (808) 586-1470.
18. Defendant reserves the right to identify other persons who may have knowledge of discoverable information relevant to the claims and the defenses of the parties.

II DOCUMENTS, DATA COMPILATIONS, TANGIBLE THINGS

Defendant Michael William Flaherty is in possession, custody and control of nearly all documents, data compilations and tangible things to support his defenses with respect to alleged "tax liabilities". Any missing information can be retrieved through this action. In addition, Defendant Michael William Flaherty can show repeated attempts to contact any "Tax Assessment Officer", as Congress has designated 5 U.S.C. 552 The Freedom of Information Act, as my only recourse for a response to an Agency of THE UNITED STATES GOVERNMENT to make every effort to resolve this error. The Internal Revenue Service has failed to respond.

Categories of documents, data compilations and tangible things include tax returns, correspondence with Plaintiff's Client, The Internal Revenue Service, An Agency of THE UNITED STATES GOVERNMENT, and alleged "delinquent tax notices and calculations".

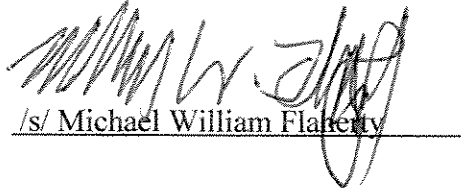
Defendant Michael William Flaherty demands that THE UNITED STATES GOVERNMENT show a procedurally correct signed and dated assessment from the current Internal Revenue Manual, 2009 IRS Assessment Rules 3.17.63.22.6 (10-01-2005) (Web access @ IRS.GOV, click on I.R.M.)

III DAMAGES

Defendant Michael William Flaherty is not claiming any damages at this time; therefore, there is no computation of any category of damages available for inspection or copying.

Respectfully submitted

Michael William Flaherty,
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Telephone: (808) 889-1004
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/s/ Michael William Flaherty

CERTIFICATE OF SERVICE

I, Michael William Flaherty, certify by my signature above that a copy of the foregoing was delivered by email this February 17, 2009 to:

Jeremy N. Hendon
US Department of Justice - Tax Division
PO Box 683
Ben Franklin Station
Washington, DC 20044-0683
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Curtis C. Smith
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